

1 WEISS & LURIE  
2 Jordan L. Lurie (130013)  
3 Zev B. Zysman (176805)  
4 10940 Wilshire Boulevard  
5 Suite 2300  
6 Los Angeles, CA 90024  
Telephone: (310) 208-2800  
Facsimile: (310) 209-2348  
7  
8 Attorneys for Plaintiff Derek Suzuki  
9 and the Proposed Class

7 QUINN EMANUEL URQUHART OLIVER & HEDGES, LLP  
8 Shon Morgan (Bar No. 187736)  
shonmorgan@quinnemanuel.com  
9 Scott L. Watson (Bar No. 219147)  
scottwatson@quinnemanuel.com  
10 865 South Figueroa Street, 10th Floor  
Los Angeles, California 90017-2543  
11 Telephone: (213) 443-3000

12 Attorneys for Defendant Hitachi Global  
13 Storage Technologies, Inc.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

18 DEREK SUZUKI, on Behalf of Himself,  
and All Others Similarly Situated,

**Plaintiff,**

VS.

21 HITACHI GLOBAL STORAGE  
22 TECHNOLOGIES, INC., and DOES 1-  
100, inclusive.

## Defendants.

CASE NO. C 06-07289MHP

## CLASS ACTION

STIPULATION AND [PROPOSED]  
ORDER RE: MEDIATION CUTOFF  
DATE

1           WHEREAS, by order dated March 29, 2007, the Court set September 28,  
2 2007 as the deadline for completion of mediation before a private mediator;

3           WHEREAS, following the Court's Order on Defendant's Motion to Dismiss  
4 and Motion to Strike, the parties engaged in settlement discussions;

5           WHEREAS, while the parties believe those discussions have been  
6 productive, they have been unable to resolve this matter in those informal settlement  
7 discussions and agreed to mediate before the Hon. Edward A. Infante (Ret.);

8           WHEREAS, the parties contacted JAMS and were informed that Judge  
9 Infante's first available date for mediation was October 17, 2007;

10          **IT IS HEREBY STIPULATED AND AGREED**, by and between the parties  
11 hereto, through their respective counsel of record, that this matter shall be mediated before  
12 Judge Infante on October 17, 2007. By this stipulation, the parties respectfully request that  
13 the Court extend the time for mediation in this matter to permit the parties to mediate  
14 before Judge Infante.

15  
16 DATED: September 18, 2007

17            **QUINN EMANUEL URQUHART OLIVER &**  
18            **HEDGES, LLP**  
19            Shon Morgan  
20            Scott L. Watson

21          By \_\_\_\_\_/s/ Scott L. Watson

22            Scott L. Watson  
23            865 South Figueroa Street, 10th Floor  
24            Los Angeles, CA 90017  
25            Telephone: (213) 443-3000  
26            Facsimile: (213) 443-3100  
27            Attorneys for Defendant Hitachi Global  
28            Storage Technologies, Inc.

1 DATED: September 18, 2007

WEISS & LURIE  
Jordan L. Lurie  
Zev B. Zysman

3

4

By /s/ Zev B. Zysman

Zev B. Zysman  
10940 Wilshire Boulevard, 23rd Floor  
Los Angeles, CA 90024  
Telephone: (310) 208-2800  
Facsimile: (310) 209-2348

7

8

Attorneys for Plaintiff Derek Suzuki  
and the Proposed Class

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

**[PROPOSED] ORDER**

The parties shall have until October 31, 2007 to complete mediation of this action.

DATED: September 19, 2007

A circular seal for the United States District Court, Northern District of California. The outer ring is black with the words "UNITED STATES DISTRICT COURT" at the top and "NORTHERN DISTRICT OF CALIFORNIA" at the bottom. The inner rectangle is white with a red border. At the top of the inner rectangle, it says "IT IS SO ORDERED". Below that, a blue signature of "Marilyn H. Patel" is written over the name "Judge Marilyn H. Patel".